THE BUTTE OFFICE

Of the STANDARD is in the New Windsor Hotel Annex, No. 21 East Broadway. The Telephone number is 258.

Advertisements will be received at the Butte office of the STANDARD till a o'clock P. M. for insertion in the following morning's paper.

The STANDARD is delivered to Butte subscriberary every morning.

BUTTE RAILWAY GUIDE.

	Leave.	Arrive.
Helena Express. Montana Union Express. Nothern Pacific Express.	\$:00 a.m.	12:40 p.m.
Montana Union Express.	2:30 p.m.	10:35 p.m.
Nothern Pacific Express.	2:15 a.m.	4:30 p.in.
Anaconda Express		11 :00 a.m.
Anaconda Express	f. 00 p.m.	
Apaconda Express	f:10 p.m.	7:45 p.m.
Union Pacific Fast Mail.	4 30 p.m.	2:30 p.m.
Union Pac Eastern Ex.	7 5 0 a.m.	6 00 a.m.

Union Pac Eastern Ex.	7 5 0 a.m.	6 00 a.m.
MONTANA C	ENTRAL.	
	Arrive.	Leave.
*R. Paul Express	6:30 p.m.	7:45 a.m. 3:40 p.m.

CLOSING AND ARRIVAL OF MAILS.

	Arrive.	Leave.
Mail for California and the Southern States Mail for East via M. C. Ry Mail for East via M. C. Ry Mail for West via N. P. Ry	6:40 p.m. 7:50 a.m. 2:50 p.m. 2:50 p.m.	1 250 a.m. 8:00 p.m. 9:15 p.m.

BUTTE CURRENT NOTES.

The Congregational Sunday school will icnic at Horse canyon to-day.

L. C. Stebbins, traveling freight and passenger agent of the Montana Central, was in the cuy yesterday.

Adolf Greeger was fined \$5 and costs in the police court last evening for disturb-ance. Notice of appeal was given.

Dr. Hodges of Boston, expert on inks for the proponents in the Davis case, re-urned to his home in Boston yesterday

The preliminary examination of Frank Henry, William Burke and Tom Cosgrove, arrested for highway robbery, will take place before Judge McMurphey to-day. The excursion of the A.O.U.W. to Lake Wilder yesterday was a complete success, and was largely attended. The excursionists spent a delightful day at the lake.

The Sons of St. George will turn out for parade in company with the members of the G. A. R. and Sons of Veterans on Sept. 13, the occasion being the camp fire of the G. A. R.

Two people were talking on the street pesterday of the petrified woman, and one was overheard to remark: "When I die, I den't want to be putrified, I want to be criminated so my wife can carry me around in a bottle."

Judge McHatton announces that in view of the many who desire to hear the closing speeches of the attorneys in the Davis case, he has decided to give ladies and their escorts first choice for the or-chestra chairs. Others will remain out-side the court room until these favored ones are seated.

Francis Murphy talked to a crowded house in Renshaw hall last evening. His labors are beginning to bear abundant fruit, for he announced that the sales of liquor in Butte were \$1,200 a day less since his arrival than before. About 200 signed the pledge.

Francis Murphy, the great advocate of cold water, thinks that if drinking liquor is excusable in any place on earth, the mantle of concealment will surely cover the imbiber who lives in Butte. Brother Murphy can't even stomach the water himself that this city is furnished with. He imports from Helena the genuine, untainted equa pura, and uses it for drinking purposes.

HOSTILE PREPARATIONS. Let the Slimy Sucker and Fleet-Footed

BUTTE, Sept. 2.—Dr. Winston Fairfield and W. I. Lippincott left to-day

on a bunting and fishing tour through the Teton district. They went from here to Beaver Canyon by rail, where they will be met by "Teton" Ray with an outfit

be met by "Teton" Ray with an outfit of saddle and pack horses. The party will ride from there to Ray's ranch, where preparations for an extended trip lasting 30 days will be made.

They will do all their traveling by horseback, a task for which they are well supplied, having been daily practicing during the past two weeks. A wagon load of provisions consigned to them was shipped to Beaver Canyon by express to-day. They evidently expect to meet with success while fishing, as they took a 52-gallon barrel along in which to pack the fish they hope to land.

The Rich Katie Kavanagh.

BUTTE, Sept. 2 -Action was com-menced in Department I. of the district court to-day by Judge Hamilton, as attor-ney for Owen Dugan and five others, ast Isaac L. Merrill, John G. Currie and Benjamin Philips to quiet title to the Katie Kavanagh quartz lode mining claim. The defendants applied for pat-ent to the premises as the Lulu B. lode, and this action is an adverse suit to obtain a decree determining the que

of Butte and is considered very rich, em-bracing five acres and being surrounded by a number of rich mines.

On Monday, August 31, Dr. T. C. Witherspoon, will remove his office from the Mantle & Biclenberg block to the late nce of Dr. O. B. Whitford, corner of West Galena and Idaho streets. A or west chairs and loano streets. A private hospital has been fitted up in connection with Dr. Witherspoon's new office, where the best of care will be bestowed on all patients. Office hours will be from 8 to 9 a. m., and 12:30 to 2:30 and 7 to 9 a.

Here's to Them.

sued two marriage heenses to-day. Michael
J. Somers secured a license and will
marry Annie Regan. John S. Harris was
the other applicant, who seemed a license BUTTE, Sept. 2 .- The county clerk is the other applicant, who secured a license and will be linked for life with Mrs. Mary J. Hooper.

A saloon on Main street; new fixtures and a long lease. Inquire at Rocky Moun-tain Bottling works.

Smokers of the celebrated and original "Cuban Blossoms" will in future find "Cuban Blossoms" will in future find every cigar and every box branded "L. Lillia" All others are counterfeit. L. Lillia, 1,232 Second avenue, New York.

Call and be convinced that we are really selling ranges and cook stoves at cost. H. J. Blume, No. 78 West Park

Ranges and cook stoves at real cost. H. J. Blume, No. 78 West Park street.

Smoke the Irwin hand made Cigar.

THE DOG DAN STOLE

O'Donnall the Chief Subject of Discussion In the Penrose Case.

DRAGGING SLOWLY ALONG

Nothing Startling in Yesterday's Testimony-The Defense Taken Up and Witnesses Called By Campbell.

BUTTE, Sept. 2.—There was no start-ling testimony offered to-day in the trial of the men accused of Penrose's murder to break the monotonous progress of the proceedings. Half of the time of the justices is taken up in listening to argu-ments of the attorneys on different points which arise in the questioning of witnesses, on the competency of testimony,

The defense is after Dan O'Donnell with a sharp-pointed stick, and are deter-mined that his testimony will have no

bearing on the case.
Witnesses examined to-day ostensibly were subpoenaed to prove that the gen-eral reputation of O'Donnell was not eral reputation of O'Donnell was not "whiter than snow," in fact that he is known to be a young man quite incapable of telling the truth. Every effort is being made to throw out O'Donnell's testimony. There are a few more witnesses to testify as to the reputation of O'Donnell, after which a motion will be made to impeach him. As on other days, every seat was occupied. In the afternoon, long before order was called every seat reserved for women was occupied, and an almost deafening hum was kept up, and not until the judge called for quiet, did the babble cease.

DAN THE ROWDY.

O'Donnell's Reputation Not as Spotless a the Hawthorn Buch in Blow.

When the court was called to order this morning, Attorney Haldorn continued ar-guments on the testimony of Officer Waller, bearing on the reputation of witness Dan O'Donnell, and preliminary to a motion which it is expected the defense will make to impeach O'Donnell. He said that he believed Attorney Campbell even did not have the effrontry to claim the character of the witness was such previous to his appearance in the case, to ask

character of the witness was such previous to his appearance in the case, to ask that he should be impeached.

The claim is made by the proceeding that the witness's bad reputation was made since his appearance in the case. A number of cases were cited to show that the courts of various states adhered to the general ruling that a witness' reputation is only considered prior to appearance in the case in which he testifies.

Attorney Campbell, in answer to the arguments of Attorney Haldorn, said that the jurors should be judges as to the character of the witness. He contended that the general reputation of the witness should be considered, not any particular period of the witness' life, but his reputation as is known among his neighbors. Reputation may be acquired in a day, even by a single act. Some time was taken up in the arguments of the attorneys, and the court ruled that the witness, Waller, might testify as to O'Donneli's character up to the time of his appearance (O'Donnell's) in the case, Aug. 12.

Officer Waller was called to the witness. Aug. 12.
Officer Waller was called to the wit-

THE WAY WALLER PUTS IT. He Thinks He Has More Knowledge o Verneity Than Has Dan O'Donnell.

Attorney Baldwin-Mr. Waller, have you heard any one speak of Dan O'Donnell on his reputation for truth and ver-

"Not of late."

"What do you mean by 'not of late?"
"I have not heard much about him the
last three months."
"How often have you heard him spo-

"Several times during the past few Do you remember one time and place

where you heard his private character "Yes; I heard Mr. McGuire speak of him at my private residence." "When did this conversation occur?"

"I can't state positively."
"Have you heard others speak of Dan
O'Donnell as to his reputation for truth

and veracity?"
"I have, but I cannot exactly remem-"I have, but I cannot exactly remember the time."

"What did they say, and tell the name of who you talked with?"

"I cannot say that they spoke of his reputation for truth and veracity, but they talked of his general reputation, and I can give the names of four men who talked with me about him."

"Did those persons seem to be acquainted with him?"

The question was objected to by At-

The question was objected to by At-torney Campbell on the grounds it was not proper cross-examination. Objection overruled and the witness answered:

overruled and the witness answered:

"Some of them are acquainted with him, so they stated."

"How did they happen to state that they were acquainted with him?"

"I only inferred from what they said that they were acquainted with him."

"Did you ever hear the word 'veracity,' before Attorney Campbell asked you that question?"

"Yes, several times."

"Yes, several times." Campbell here interrupted the interre

Campbell here interrupted the interrogations of the prosecution and talked on the question he propounded to the witness. The witness was asked what he believed the word "veracity" meant. He replied that he heard the word generally used with the word "truth," and thought it referred to honesty.

"Name one of the men who talked to yeu about O'Donnell."

"Mr. Sherman, a liquor merchant on East Park street."

"Did any of the men who talked to you say that they knew Dan O'Donnell?"

"I can't say that they did, but I inferred that they knew him."

"I can't say that they did, but I interect
that they knew him."

"Who commenced the conversation
they or you?"

"I can not say."

Attorney Baldwin—That is all.

Attorney Campbell—State what you heard those men you talked with say?

Objected to by the prosecution on the ground of irregularity. The court over-ruled the objection and the witness an-

swered:
"I sent for McGinn and be came to my "I sent for McGinn and he came to my house. I simply gave him the statement young O'Donneil gave to me on the 4th of June. McGinn said young O'Donneil was June. McGinn said young O'Donneil was all right, but that he wanted to be a '! of a man' and make a 'great spiurge' be-fere the courts, but said he was a good witness, though many of the things he

might tell might not be true,"
"Would you believe O'Donnell under
oath?' Objected to and sustained by the

Attorney Campbell—That is all, Mr. Waller. Waller.
Attorney Baldwin—Did not McGinn refer to O'Donnell's statement to the court, and his actions about the men pointing a gun at him and saying, 'Git out of the way, pard,' and he replying, 'You bet your life?'

"No, not that I know of. He referred

to the testimony given before the coron-er's jury."

Tue witness was dismissed.

WHAT O'DONNELL SAID. Adam Whiston Ta ked to Him About the

Penrose Murder. Adam Whistod was then called to the Attorney Campbell-How old are you and what is your occupation?

"Twenty years, and I am a miner, and live in Dublin gulch." "Do you know Dan O'Donnell?"
"I do."

"State what conversation took place between you and O'Donnell in the pres-ence of one Eyrne on July 9.h." "He came from the Crystal saloon, and stated that he had a little racket at the saloon over Deeney and Hickey, and took a piece of paper out of his pocket on which was written the names of Hickey, Deeney, Boland and Breen, and just then

Deeney, Boland and Breen, and just then Byrne said: 'Here comes Deeney, now,' and O'Donnell said: 'If that is Deeney, he not the man I thought he was.'"

"Did he say anything else?"

"No, not as I remember."

"What did O'Donnell say the day after the men were arrested?"

"I met him in front of the post office and asked him what he thought of it. He r. p ied that he knew they were the men. I said, "You d—n fool you don't know auything about it."

"What conversation did you have with O'Donnell going to a mine?"

"I never worked at a mine where O'Donnell worked, only on Chicken Flat."

"Did you ever have a conversation with "Did you ever have a conversation with him at any mine?"

O jected to, and the attorneys took some time to discuss the objection, which was sustained by the court.

Attorney Campbeli—How long have you known Dan O'Donnell?
"About 10 months,"
"Were you intimate with him during that time?"
"Not very."

that time?"
"Not very."
"Did not O'Donnell, in the conversation in front of the postoffice with you,
ask you—referring to Deeney, Kelly and
Hickey—ask you if they were not the "He did not."

CROSS-EXAMINATION.

Young Whiston is Interested in O'Donnell's Sayings. Attorney Baldwin-Mr. Whiston, can you remember the words O Donnell used in talking to you? "Yes." "Why do you so well remember the

words? "Because I was interested in it."

"Why were you interested in the mat-

"Why were you interested in the matter?"
"Because I thought that at some time
it might be useful for me to know what
he said, as some innocent parties might
be accused."
"Who did you first tell about the conversation you had with O'Donnell?"
"W. G. Malloy."
"State the time and place when you
first stated to Malloy about the conversation you had with O'Donnell."
"In a cabin in Dublin gulch."
"Did you ever talk with any of the at-

"Did you ever talk with any of the at-torneys for the defense?"
"Yes; Mr. Campbell, at his office."
"When was this? Was it before O'Don-nell testified?"

"It was when he was giving testimony."
"Did any one advise you to see Camp-

"Yes; Mr. Malley." DAN STOLE A DOG. A Poor Little Black and Tan That Fell Into the Hands of Thieves,

In the afternoon Witness Adam Whiston's cross-examination was continued. Attorney Baldwin-How long was the conversation you had with Dan O'Don-nell on July 9?

"About three-quarters of an hour." "What else did you talk about, aside from the Penrose affair?" "About stealing a dog." "Who stole the dog, you?"
"No, sir; O'Donneil."

"What kind of a dog was it?" "Did you have any interest in the dog?"

"Did you ever go on a chicken stealing expedition with O'Donnell?" "No sir." This class of questions was objected to

by Mr. Campbell, and objection sustained.
Baldwin—Have you taken any part in
the dog stealing with the boys?
"No, sir."

The witness didn't know who owned the dog or from whom it was stolen.

"Do you remember anything else you talked about to O'Donnell at the time of the conversation referred to?"

"No, sir; only the murder and the dog

"Did you in your conversation with Campbell tell about the dog stealing?"
"No, sir."
"Did Campbell tell you about O'Don-

"Yes, sir."
"What did he ask you to say about the case? What did he tell you he wanted

case? What did he teil you he wanted you for?"
"For to state what O'Donnell said,"
"Did Campbell tell you that you would have to swear down O'Donnell's testimony?"
"Yes, sir."
"What part of it?"
"All of it."
"Who sent you to Dan O'Donnell to interview him on the subject?'
"Nobody."
"How do you remember the date of

"Nobody."
"How do you remember the date of your conversation with O'Donnell so well?"
"Because it was on the night of the A.

O. U. W. reception."
Here a number of questions were asked Here a number of questions were asked the witness regarding the time in the night that he conversed with O'Donnell. The witness had all the little matters pertaining to the time "down pat," and could tell the exact minutes occupied in talking to O'Donnell, and the time he entered the Miners' Union'hall to attend the Workmen's banquet. His memory was excellent in all respects as far as his conversation with O'Donnell was concerned, and a number of questions regarding the A. O. U. W. event, the invitation he received from Malloy, etc.

When Attorney Baldwin asked the witness: "Do you know that you are swearing to the truth?" Attorney Campbell's temper became a little "riled," and a few sharp words were exchanged between him and Mr. Baldwin. Objection to the question was made and sustained by the court.

"Do you remember whether the testi-

"Do you remember whether the testimony you give here is the same as you told Campbell at his office?" "Nearly

"Who was it used the words 'd—n fool' at the postefflee?" "I did."
"Did you refer to yourself?" "No,

"Did you refer to yourself?" "No, sir."

"Why was it that you continued to associate with a man whom you called a 'd-n fool?"

"It happened by accident."

'Didn't you say to Dan O'Donneil that night, when Mr. Deeney was in view, 'You fool, that is the man you say killed Penrose??"

"No, sir: I did not."

'No, sir; I did not." "Do you know where the Acquisition mine is?"
"No I don't know where the Acquisi-

bell stated that no other of his witnesses were present, and as it was so near the time for a jurnment he would ask that adjournment the taken, and court was adjourned till 10 a. in. to-morrow, when it is expected that Alien and Warren will be on hand to testity. tion mine is, but I know where the Esst Acquisition is."
"Was it at the Chicken-Flat mine, where you cointed out to O'Donnell Mr. Dee-

ner?"
"No, sir."
"Did you see Mr. Deeney at the A. O.
U. W. banquet?"
"Yes, sir; I saw him there that night."
"D d any one ever before you were called upon to testify, state to you on what points you would be questioned?"
No, sir."

WHO OWNED THE DOG.

Wicked and Adulterous Generation That Seekoth to Steal a Dog. Attorney Campbell-Tell us about the

dog.

Objected to by the prosecution. The objection was overruled, and the witness stated that O'Donnell stole the dog from a "chippy," and it was stolen from him by a man named Toohey, who took it to Anaconda, and then some one stole it back and brought it to Butte again.

"What brought O'Donnell to the Chicken Flat mine?"

"He called to see us."

"Del you ever know that O'Donnell worked at any mine or applied for work?"

O' j cted to and sustained.

work?"

Of j cted to and sustained.

Attorney Baldwin—You don't know the name of the dog, or anything about his pedigree?

"No, sir."

"So you boys were much amused by the deg story and is took you half an hour to talk it over?"
"Yes, sir."
Witness excused.

CAMPBELL RUNS THE DEFENSE Witnesses Can He Recalled to Offer Addi-

Mr. Peter Byrnes was called. Attorney Campbeil—What is your age

nd occupation?

Attorney Campbeil—What is your age and occupation?

"Thirty-three years. I am a miner and live in Dublin gulch."

"Do you know Dan O'Donnell?"

"I do not."

"Do you know Adam Whiston?"

"I do,"

"Do you know Adam Whiston?"

"I do,"

"Do you see Dan O'Donnell and Adam Whiston on the night of July 9?"

"Yes, I did."

"State all that took place between O'Donnell, Whiston and yourself on that night?"

"They were talking about a dog which was stolen. How often it was stolen by him, and by somebody else, and how he rode on horseback to Granite and stole it, from a man who stole it from him."

Here Attorney Baldwin objected to the questions, asking the court to limit the questions, saking the court to limit the equestions, that the witness should answer. The witness was instructed by the court to proceed. The witness told more about the dog it is alleged O'Donnell stole, and how the conversation turned to Deeney and Hickey; how Deeney passed by, and the remark made by O'Donnell: "If that is Deeney he is not the man I thought he was."

The witness never saw O'Donnell but once since that night, and then did not speak to him.

Mr. Campboll stated to the court that

once since that night, and then did not speak to him.

Mr. Campbell stated to the court that he had arranged the plan of impeaching the testimony of O'Donnell, and that further on in the case it might be necessary to recall the witness on another branch relating to the defense in the case.

case.
Attorney Baidwin objected to the request of Campbell that the witness be recalled.
Campbell—I propose to run the defense in this case just as I want to, and will recall a witness 20 times if I want to.
The court ruled that the recalling of witnesses was allowable.
Campbell—What further was said in that conversation?

that conversation?
"He said he had an argument with 'the old man,' and that Deeney was not the man he took him to be."

HE REMEMBERED THE NAMES.

What Was Written on the Paper O'Donnell Took From His Pocket. Baldwin-Was O'Donnell ever up to see you at the Chicken Flat mine?

"No, sir."
"What is your full name?"
"Peter Byrne." "Do I understand you to say that you ever had a conversation with Dan

"Po I understand you to say that you never had a conversation with Dan O'Donnell at the mine?"

"Yes, sir. I never talked with him at a mine or any other place."

"On what day did the conversation between O'Donnell and Whiston occur?"

"I don't know. It was the night of the A. O. U. W. banquet."

"You have never talked to any one about the case before testifying?"

"No, sir; only Mr. Campbeli."

The witness stated that he was told to see Mr. Campbell by Mr. Fogarty, and afterwards Malloy approached him and advised him to see Campbell.

"What time in the evening did O'Donnell have the conversation with Mr. Whiston?"

"About 8 o'clock."

"Do you remember that Whiston took

"About 8 o'clock."

"Do you remember that Whiston took out his watch and told you the time?"

"No sir, but it was he who said it was time to go to the hall."

"At what time did you arrive at the entertainment in Miners' Union hall?"

"It was about half past eight."

"Was it before or after sun down?"

"I think it was after sun down."

"Do you remember leaving Mr. Deeney near the hall when you went in?"

"He was near by there."

"What 'old man' did O'Donnell refer to when he said he was talking to 'the old man' about Deeney?"

"I think it must have been his father."
"What did Mr. O'Donnell say about Deeney being one of Penrose's murderers?"
"He did not say anything."

"He did not say anything."
"So he said nothing about Deeney being one of Penrose's murderers?"
"No, sir, he never mentioned it,"
"From what pocket did O'Donnell draw the paper with the names on?"
"From his vest pocket."
"Do you remember the names?"
"Yes, sir; I do. Deeney, Hickey, Breen and Boland."
The witness was positive these were

and Boland."

The witness was positive these were the names and in the order given. He read the names and remembered the way they were written from the fact that he "thought the paper was something creat." "Have you read any account of O Donnell's testimony in the papers?"

"Yes, sir."

"You say, Mr. Byrne, that you have known Mr. Hickey about four years?"

"Yes, sir."

"Del you describe Mr. Hickey to O'Donnell's testimony of the say.

"Yes, sir."
"Dal you describe Mr. Hickey to O'Donnell?"
"Yes, I did. I gave him an accurate
description of both Hickey and Deeney."
"Have you ever conversed with Mr.
Whiston about O Donnell since then?'
"Yes; I talked to him once. He asked
me if I knew what Dan O'Donnell said,
and I told him, and soid, 'That is
right."
"What reason, if any, did he (Whiston)
give you at that time for refreshing your

give you at that time for refreshing your memories on the subject?" memorirs on the subject?"

"He said he was suppoensed and might call upon me to appear in court."

The cross-examination of Byrne was was rigid and at times it was evident the questions of Attorney Baidwin annoyed

Campbel!—Do you know a man named Chet Burns?
"Yes, sir; I do."
"Where did he work?"
"At the Snow Flake mine."
The witness was excused.
It was 3:45 o'clock. Attorney Camp-

Let your friends in the East know that the Great Northern will sell round trip tickets August 25th, September 15th and 29th, from St. Paul, Minneapolis, Duluth and West Superior, in connection with castern lines at reduced rates. Call at office, 166 Main street, for particulars. BUGGIES, SADDLES And Horses For Hira. Also proprietor of Passenger, Baggage and Re-press line. Connection made with all trains.

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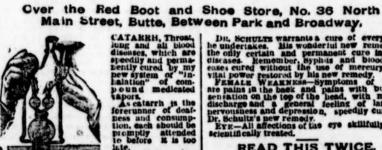
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